

Form PTO-1390
(REV 10-94)

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

ATTORNEYS DOCKET NUMBER

4029 0140US

U.S.APPLICATION NO

10/589584

**EARLIEST
PRIORITY DATE CLAIMED**
February 20, 2004

**INTERNATIONAL APPLICATION NO.
PCT/EP2005/001767**

INTERNATIONAL FILING DATE
February 21, 2005

TITLE OF INVENTION: **MOTOR FLUID DRIVE, ESPECIALLY FOR ROTARY, PIVOTAL OR LINEAR DRIVE UNITS AND CORRESPONDING METHOD**

APPLICANT(S) FOR DO/EO/US

KERPE, Stefan et al.

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a FIRST submission of items concerning a filing under 35 U.S.C. 371
2. ☐ This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371
3. ☒ This is an express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(I)
4. ☐ A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
5. ☒ A copy of the International Application as filed (35 U.S.C.371(c)(2)).
 - a. ☐ is transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☒ has been transmitted by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US)
6. ☒ A translation of the International Application into English (35 U.S.C.371(c)(2)).
7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C.371(c)(3)).
 - a. ☐ are transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☐ have been transmitted by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☒ have not been made and will not be made.
8. ☐ A translation of the amendments to the claims under PCT Article 19 (35 U.S.C.371(c)(3)).
9. ☒ An oath or declaration of the inventor(s) (35 U.S.C.371(c)(4)).
10. ☒ A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C.371(c)(5)).

Items 11. to 16. below concern document(s) or information included:

11. ☒ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. ☒ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☒ A FIRST preliminary amendment.
☐ A SECOND or SUBSEQUENT preliminary amendment.
14. ☐ A substitute specification.
15. ☐ A change of power of attorney and/or address letter.
16. ☒ Other items or information:

- 1.) Return Postcard
- 2.) PCT/IB/308

| 10/589584 INTERNATIONAL APPLICATION NO PCT/EP2005/001767 | ATTORNEYS DOCKET NUMBER 4029 0140US | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
|---|---|--------------|--------------|------|--------------|----------|---|------------|--------------------|---------|---|-------------|---|--|--|----------|------------------------------------|--|--|----------|---|--|--|----|-----------------|--|--|----------|--|--|--|------|---------------------------|--|--|----------|--|--|--|-------|----------------------------|--|--|----------|--|
| 17. The following fees are submitted: | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| Basic National Stage Fee \$ 300 National Stage Search Fee \$ 400 National Stage Examination Fee \$ 200 ENTER APPROPRIATE BASIC FEE AMOUNT = | CALCULATIONS PTO USC Only \$ 900 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| Surcharge of \$130.00 for furnishing the oath or declaration later than <u>20</u> <u>30</u> months from the earliest claimed priority date (37 CFR 1.492(e)). \$ | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="width: 20%;">CLAIMS</th> <th style="width: 20%;">NUMBER FILED</th> <th style="width: 20%;">NUMBER EXTRA</th> <th style="width: 20%;">RATE</th> </tr> </thead> <tbody> <tr> <td>Total claims</td> <td>16 -20 =</td> <td>0</td> <td>X \$ 50.00</td> </tr> <tr> <td>Independent claims</td> <td>1 - 3 =</td> <td>0</td> <td>X \$ 200.00</td> </tr> <tr> <td colspan="3">MULTIPLE DEPENDENT CLAIM(S) (if applicable)</td> <td>+ \$ 360</td> </tr> <tr> <td colspan="3" style="text-align: right;">TOTAL OF ABOVE CALCULATIONS</td> <td>= \$ 900</td> </tr> <tr> <td colspan="3">Reduction by 1/2 for filing by small entity, if applicable.</td> <td>\$</td> </tr> <tr> <td colspan="3" style="text-align: right;">SUBTOTAL</td> <td>= \$ 900</td> </tr> <tr> <td colspan="3">Processing fee of \$130.00 for furnishing the English translation later than <u>20</u> <u>30</u> months from the earliest claimed priority date (37 CFR 1.492(f)).</td> <td>+ \$</td> </tr> <tr> <td colspan="3" style="text-align: right;">TOTAL NATIONAL FEE</td> <td>= \$ 900</td> </tr> <tr> <td colspan="3">Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property</td> <td>\$ 40</td> </tr> <tr> <td colspan="3" style="text-align: right;">TOTAL FEES ENCLOSED</td> <td>= \$ 940</td> </tr> </tbody> </table> | CLAIMS | NUMBER FILED | NUMBER EXTRA | RATE | Total claims | 16 -20 = | 0 | X \$ 50.00 | Independent claims | 1 - 3 = | 0 | X \$ 200.00 | MULTIPLE DEPENDENT CLAIM(S) (if applicable) | | | + \$ 360 | TOTAL OF ABOVE CALCULATIONS | | | = \$ 900 | Reduction by 1/2 for filing by small entity, if applicable. | | | \$ | SUBTOTAL | | | = \$ 900 | Processing fee of \$130.00 for furnishing the English translation later than <u>20</u> <u>30</u> months from the earliest claimed priority date (37 CFR 1.492(f)). | | | + \$ | TOTAL NATIONAL FEE | | | = \$ 900 | Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property | | | \$ 40 | TOTAL FEES ENCLOSED | | | = \$ 940 | Amount to be: refunded \$ charged \$ |
| CLAIMS | NUMBER FILED | NUMBER EXTRA | RATE | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| Total claims | 16 -20 = | 0 | X \$ 50.00 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| Independent claims | 1 - 3 = | 0 | X \$ 200.00 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| MULTIPLE DEPENDENT CLAIM(S) (if applicable) | | | + \$ 360 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| TOTAL OF ABOVE CALCULATIONS | | | = \$ 900 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| Reduction by 1/2 for filing by small entity, if applicable. | | | \$ | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| SUBTOTAL | | | = \$ 900 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| Processing fee of \$130.00 for furnishing the English translation later than <u>20</u> <u>30</u> months from the earliest claimed priority date (37 CFR 1.492(f)). | | | + \$ | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| TOTAL NATIONAL FEE | | | = \$ 900 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property | | | \$ 40 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| TOTAL FEES ENCLOSED | | | = \$ 940 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| a. <u> </u> A check in the amount of \$ <u> </u> to cover the above fees is enclosed. b. <input checked="" type="checkbox"/> Please charge my Deposit Account No. <u>50 1030</u> in the amount of \$ <u>940</u> to cover the above fees. c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>50 1030</u> . A duplicate copy of this sheet is enclosed. | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status. | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| Please send all correspondence to: Customer Number 29894 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| Dr. Paul Vincent Dreiss, Fuhlendorf, Steimle & Becker Postfach 10 37 62 D-70032 Stuttgart Fed.Rep. of Germany | SIGNATURE: <u>Paul Vincent</u> DATE: <u>August 11, 2006</u> NAME <u>Dr. Paul Vincent</u> REGISTRATION NUMBER <u>37,461</u> | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |